

REMARKS

Claims 1 and 3-23 are pending in the application. In an Office Action mailed March 10, 2005, Claims 1, 7-10, 12 and 14-23 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Winterowd (U.S. Pat. No. 5,993,534) in view of Winterowd (U.S. Pat. No. 6,489,037).

By the present Amendment, Applicants amended Claims 1, 12, 14 and 20 and canceled Claim 2. In view of the above claim amendments and the remarks that follow, Applicants respectfully submit that Claims 1 and 3-23 are patentable over the cited references of record, whether taken individually or in hypothetical combination.

Applicants note with appreciation that Claims 2-6, 11 and 13 were considered allowable if rewritten in independent form. Accordingly, Applicants amended Claim 1 to include the limitation of Claim 2. Applicants assert that Claim 1 as amended is allowable. Moreover, Claims 3-13 depend from Claim 1. These claims are also considered allowable as they set forth further limitations of the base claim. Notice to this effect is requested.

Rejections Under 35 U.S.C. § 103(a)

Claims 1, 7-10, 12 and 14-23 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Winterowd (U.S. Pat. No. 5,993,534) in view of Winterowd (U.S. Pat. No. 6,489,037).

Applicants assert that Claims 1, 7-10 and 12 are allowable for the reasons set forth above. With respect to the remaining rejected claims, Applicants note that independent Claims 14 and 20 were amended to include the limitation of Claim 2. Thus, these independent claims contain limitations that were considered to be allowable if rewritten. It should be noted that Claims 14 and 20, as filed, define compositions having a copper glycine complex, magnesium hydroxide and a carrier, as defined in Claim 1 as filed. Accordingly, Applicant asserts that, just as Claim 1 is allowable as amended, Claims 14 and 20, as amended, are also allowable because they include similar structural limitations. Thus, the rejections of independent Claims 1, 14 and 20 under 35 U.S.C. § 103(a) are rendered moot and should be withdrawn. Notice to that effect is requested.

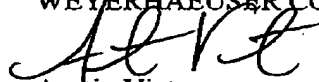
Claims 3-13 depend from Claim 1; Claims 15-19 depend from Claim 14; and Claims 21-23 depend from Claim 20. Applicants respectfully submit that these dependent claims are allowable for the reasons discussed above as they set forth further limitations of their base claims. Notice to that effect is requested.

CONCLUSION

In light of the foregoing amendments and remarks, Applicant respectfully submits that the present application is in condition for allowance. Applicant respectfully requests entry, reconsideration, and allowance of all claims. The Examiner is invited to telephone the undersigned if there are any remaining issues.

RESPECTFULLY SUBMITTED,

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